



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

PLATE et al.

Atty. Ref.: 3638-271; Confirmation No. 6413

Appl. No. 09/335,377

TC/A.U. 3616

Filed: June 17, 1999

Examiner: E. Culbreth

For: FORKLIFT STABILIZING APPARATUS

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May 19, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**SUBMISSION OF REISSUE DECLARATION
AND REQUEST FOR RECONSIDERATION**

A Request for Continued Examination (RCE) is being filed concurrently herewith.

Applicants hereby withdraw the Notice of Appeal filed April 27, 2005 in order to submit the attached Substitute Reissue Declaration. This paper is thus responsive to the final Office Action dated October 27, 2004.

Remarks/Arguments begin on page 2.